THE HONOURABLE SRI JUSTICE
B.SESHASAYANA REDDY

WRIT PETITION NO.1794 of 2003

Disposed of on : 05-07-2006.

BETWEEN:

VENNAM GANGADHARA RAO
AND THREE OTHERS

.. PETITIONERS

AND

THE SUPERINTENDENT OF POLICE,
NELLORE AND ANOTHER

.. RESPONDENTS

THE HONOURABLE SRI JUSTICE
B.SESHASAYANA REDDY

WRIT PETITION NO.1794 of 2003

ORAL ORDER:

This Writ Petition has been filed by the petitioners who are four in number complaining the unauthorized interference of their possession over the lands in Survey Nos.949/1, 973 to 976, 954, 973, 976 of Ankulapaturu village, Chillakuru Mandal, Nellore District by the respondents.

It is stated in the counter affidavit that they are not interfering with the possession of the petitioners over the lands in question. Para 3 of the counter affidavit reads as under:

" 3. It is submitted that the contention of the

petitioners that the police officials are trying to interfere with their peaceful enjoyment of the lands and prawn culture in the lands is totally false and incorrect. As stated supra, on receipt of the copies of representation dt.27.1.2002 from the petitioners as well as from the said third parties, this respondent addressed MRO, Chillakur Mandal, to fix the boundaries of the lands of the parties by deputing the surveyor etc. to avoid any law and order problem, as requested by the petitioners themselves and also by the said third parties in their representations. Therefore, the allegation of the petitioners that the subordinates of the respondents herein at the instance of this respondent are trying to violate the interim injunction of the civil court, is absolutely free, untenable, baseless and invented only for the purpose of present writ petition. At no point of time, the police have interfered with the civil disputes of the petitioner or attempted to violate any interim orders of the civil court, as alleged. On the other hand, as per the request of the petitioners themselves contained in their representation dt.27.1.2003, the MRO, Chillakur was requested by this respondent vide letter dt.31.1.2003 for fixing of boundaries between the parties to avoid any untoward incident and as such, the same cannot be said to be interference in the possession of the lands of the petitioners mentioned in the affidavit."

In view of the above that the respondents have stated that they are not interfering with the civil disputes of the petitioners over the lands in question, no further orders are required to be passed in this writ petition.

Accordingly, this writ petition is dismissed. No costs.

Dt: 5-7-2006. (B.Seshasayana Reddy,J)

Tnb

THE HONOURABLE SRI JUSTICE
B.SESHASAYANA REDDY

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Dated: 05-07-2006.